

A bill for an act

relating to crime; defining felony domestic assault and domestic assault by strangulation as crimes of violence; amending Minnesota Statutes 2008, section 624.712, subdivision 5.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2008, section 624.712, subdivision 5, is amended to read:

Subd. 5. **Crime of violence.** "Crime of violence" means: felony convictions of the following offenses: sections 609.185 (murder in the first degree); 609.19 (murder in the second degree); 609.195 (murder in the third degree); 609.20 (manslaughter in the first degree); 609.205 (manslaughter in the second degree); 609.215 (aiding suicide and aiding attempted suicide); 609.221 (assault in the first degree); 609.222 (assault in the second degree); 609.223 (assault in the third degree); 609.2231 (assault in the fourth degree); 609.2242, subdivision 4 (felony domestic assault); 609.2247 (domestic assault by strangulation); 609.229 (crimes committed for the benefit of a gang); 609.235 (use of drugs to injure or facilitate crime); 609.24 (simple robbery); 609.245 (aggravated robbery); 609.25 (kidnapping); 609.255 (false imprisonment); 609.342 (criminal sexual conduct in the first degree); 609.343 (criminal sexual conduct in the second degree); 609.344 (criminal sexual conduct in the third degree); 609.345 (criminal sexual conduct in the fourth degree); 609.377 (malicious punishment of a child); 609.378 (neglect or endangerment of a child); 609.486 (commission of crime while wearing or possessing a bullet-resistant vest); 609.52 (involving theft of a firearm, theft involving the intentional taking or driving of a motor vehicle without the consent of the owner or authorized agent of the owner, theft involving the taking of property from a burning, abandoned, or vacant building, or from an area of destruction caused by civil disaster, riot, bombing, or the

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2.1 proximity of battle, and theft involving the theft of a controlled substance, an explosive, or
2.2 an incendiary device); 609.561 (arson in the first degree); 609.562 (arson in the second
2.3 degree); 609.582, subdivision 1, 2, or 3 (burglary in the first through third degrees);
2.4 609.66, subdivision 1e (drive-by shooting); 609.67 (unlawfully owning, possessing,
2.5 operating a machine gun or short-barreled shotgun); 609.71 (riot); 609.713 (terroristic
2.6 threats); 609.749 (harassment and stalking); 609.855, subdivision 5 (shooting at a public
2.7 transit vehicle or facility); and chapter 152 (drugs, controlled substances); and an attempt
2.8 to commit any of these offenses.

2.9 **EFFECTIVE DATE.** This section is effective August 1, 2009, and applies to crimes
2.10 committed on or after that date.